



PATENT
Customer No. 22,852
Attorney Docket No. 09423.0042-02000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Michael GRASSO III, et al.)	
)	
Application No.: 10/801,128)	Group Art Unit: 3739
)	
Filed: March 16, 2004)	Examiner: Unknown
)	
For: LASER LITHOTRIPSY DEVICE)	
WITH SUCTION)	

MAIL STOP MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF NONPROVISIONAL APPLICATION**

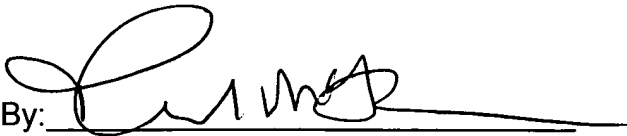
In response to the Notice to File Missing Parts of Nonprovisional Application dated May 18, 2004, Applicants submit herewith the required surcharge of \$130.00, the application filing fee of \$770.00, a copy of the executed Declaration and Power of Attorney document filed in the parent applications (Application Nos. 10/099,481 and 09/507,029), a copy of the Revocation of Power of Attorney filed in the parent application (Application No. 10/099,481), and a copy of the Notice to File Missing Parts of Nonprovisional Application received in this application. Please associate the enclosed Declaration and Power of Attorney document with the above-referenced application.

Please also grant any extensions of time required to enter this response, and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 19, 2004

By: 

Roland G. McAndrews
Reg. No. 41,450



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Alexandria, VA 22313-1450

Sir:

TRANSMITTAL LETTER

Enclosed please find the following:

1. Response to Notice to File Missing Parts of Nonprovisional Application (2 pages) with a copy of the Notice (2 pages); an executed Declaration and Power of Attorney (4 pages); and a Revocation of Power of Attorney, Grant of New Power of Attorney, and Change of Address (4 pages);
2. Supplemental Preliminary Amendment (3 pages)
3. Information Disclosure Statement (2 pages) and corresponding Form PTO 1449 sheets (6 pages); and
4. Check in the amount of \$900.00 to cover the \$130.00 surcharge and \$770.00 filing fee.

The extra claims fee is calculated as follows:

	Claims Remaining After Amendment		Highest Number Previously Paid	Present Extra	Rate	Additional Fee
Total	1	-	20	0	x \$ 18	\$ 0.00
Indep.	1	-	3	0	x \$ 84	0.00
<input type="checkbox"/> First Presentation of Multiple Dep. Claim(s)					+\$280	
Subtotal						\$ 0.00
Reduction by ½ if small entity						-
TOTAL						\$ 0.00

Please grant any extensions of time required and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

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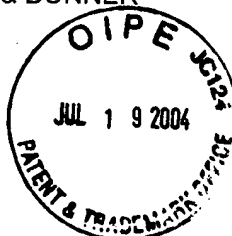


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/801,128	03/16/2004	Michael Grasso III	09423.0042-02000

22852
FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER
LLP
1300 I STREET, NW
WASHINGTON, DC 20005



CONFIRMATION NO. 9136

FORMALITIES LETTER



OC000000012697277

Date Mailed: 05/18/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$682 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1582 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

07/20/2004 EFLORES 00000043 10801128

01 FC:1001 770.00 OP

02 FC:1051 130.00 OP

- Total additional claim fee(s) for this application is \$682

- \$430 for 5 independent claims over 3.
- \$252 for 14 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE